

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED
BILLINGS DIV.

2008 FEB 20 AM 10 53

PATRICK E. DUFFY, CLERK

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

CLIFFORD G. BIRDINGROUND,

Defendant - Appellant.

No. 06-30658 BY

D.C. No. CR-02-0004 ~~DERIC~~ CLERK

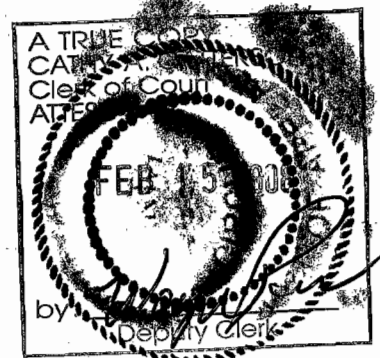
JUDGMENT

Appeal from the United States District Court for the District of Montana
(Billings).

This cause came on to be heard on the Transcript of the Record from the
United States District Court for the District of Montana (Billings) and was duly
submitted.

On consideration whereof, it is now here ordered and adjudged by this
Court, that the judgment of the said District Court in this cause be, and hereby is
AFFIRMED.

Filed and entered 01/24/08



NOT FOR PUBLICATION

JAN 24 2008

UNITED STATES COURT OF APPEALS

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

CLIFFORD G. BIRDINGROUND,

Defendant - Appellant.

No. 06-30658

D.C. No. CR-02-00049-RFC

MEMORANDUM*

Appeal from the United States District Court
for the District of Montana
Richard F. Cebull, District Judge, Presiding

Submitted January 14, 2008**

Before: HALL, O'SCANNLAIN and PAEZ, Circuit Judges.

Clifford G. Birdinground appeals from the district court's decision,
following limited remands under *United States v. Ameline*, 409 F.3d 1073, 1084-
85 (9th Cir. 2005) (en banc), and *United States v. Montgomery*, 462 F.3d 1067,

* This disposition is not appropriate for publication and is not
precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without
oral argument. See Fed. R. App. P. 34(a)(2).

INTERNAL USE ONLY: Proceedings include all events.
06-30658 USA v. Birdinground

UNITED STATES OF AMERICA
Plaintiff - Appellee

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CLIFFORD G. BIRDINGROUND
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